
DIGEST

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Smiley

HB No. 852

Abstract: Provides for the abolition of certain boards, commissions, political subdivisions, authorities, and like entities; in some cases also abolishes the functions and responsibilities of the entity; in other cases provides that some other person or entity is responsible for the functions and responsibilities of the abolished entity.

Proposed law provides for the abolition of certain boards, commissions, political subdivisions, authorities, and like entities; in some cases also abolishes the functions and responsibilities of the entity; in other cases provides that some other person or entity is responsible for the functions and responsibilities of the abolished entity, all as follows:

Educational Assessment Testing Commission: Present law creates the commission to study elementary and secondary education testing issues, indicators of student performance, and the results thereof and to serve as advisor to the State Board of Elementary and Secondary Education and recommend procedures for conducting, maintaining, and reporting reliable accountability measures of student performance. Proposed law abolishes the commission and its functions.

Interim school board for Central Community School System: Present law creates the interim school board to have authority to govern the school system only until the initial elected members of the Central Community School Board took office. Proposed law abolishes the interim school board and its functions

Louisiana Council on Obesity Prevention and Management and Governor's Council on Physical Fitness and Sports: Present law creates the council on obesity prevention and provides that its powers and duties include: to advise the secretary of the Dept. of Health and Hospitals and other entities in creating awareness of health risks due to overweight and obesity conditions. Present law creates the council on physical fitness and provides that its powers and duties include: to develop, foster, and coordinate services and programs of physical fitness and sports, to stimulate physical fitness research, to encourage local governments and communities to develop local physical fitness programs and amateur athletic competitions Proposed law abolishes both councils and their functions and duties.

Louisiana Home Instruction for Preschool Youngsters Advisory Board: Present law creates the advisory board to assist in developing standards for funding qualified HIPPY programs and public awareness for such programs and to provide consultation and guidance to the

HIPPY coordinator and the Dept. of Education. Proposed law abolishes the board and its functions.

Process Technology Advisory Board: Present law establishes the advisory board to assist the Board of Supervisors of the Louisiana Community and Technical College System in developing and maintaining two-year associate degree programs in process technology. Proposed law abolishes the board and its functions.

A. Z. Young Memorial Commission: Present law establishes the A. Z. Young Park on public lands formerly occupied by the state building known as the A. Z. Young Building in downtown Baton Rouge. Requires the division of administration to place a plaque and memorial honoring A. Z. Young at the park. Proposed law retains present law. Present law, which expires on Aug. 15, 2009, creates the A. Z. Young Memorial Commission to approve the design, content, and location of the plaque and memorial. Proposed law abolishes the commission

Archaeological Survey and Antiquities Commission: Present law creates the commission to promote the goals and objectives of the Dept. of Culture, Recreation and Tourism and to act in an advisory capacity to that department and its secretary in their administration of present law relative to protecting and preserving prehistoric and historic properties, artifacts, treasure troves, and objects of antiquity which have historical value or which are of interest to the public, and in other matters relating to antiquities, archaeology, and other cultural resources. Proposed law abolishes the commission and its functions.

Louisiana Unmarked Burial Sites Board: Present law creates the board within the Dept. of Culture Recreation and Tourism to protect unmarked burial sites and human skeletal remains and burial artifacts in such sites. Authorizes the board to implement present law through exercise of various powers and functions including: adoption rules, institution of civil actions to restrain and prevent disturbance of unmarked burial sites and otherwise to enforce present law and to seek restitution and other monetary relief, and to issue permits for disinterment and scientific study of human remains and burial artifacts. Proposed law abolishes the board and transfers the powers, duties, and functions of the board to the secretary of the Dept. of Culture, Recreation and Tourism or his designee.

Mansfield Female College Museum: Present law creates and provides for the museum and its governing board. Provides that the museum is a historical, cultural, scientific, and technological educational institution whose primary purpose is to research, collect, preserve, and present, as an educational resource, the books and papers, pictures and photographs, documents, artifacts, objects of art, and the like that reflect the social, cultural, and economic history of women's education in northwest Louisiana and the DeSoto Parish area in particular. Proposed law abolishes the museum and its governing board.

Louisiana Byways Commission: Present law creates the commission to preserve, enhance, and promote special roads within the Louisiana Byways Program that offer historical, cultural,

scenic, natural, archeological, recreation, and economic resources for the state. Proposed law abolishes the commission and its functions.

Mississippi River Road Commission: Present law creates the commission to preserve, enhance, and promote the Mississippi River Road as an historic, cultural, scenic, natural, and economic resource for the state. Proposed law abolishes the commission and its functions.

Louisiana Medical Assistance Trust Fund Advisory Council: Present law authorizes the Dept. of Health and Hospitals to impose a fee for health care services provided by the Medicaid program. Provides for deposit of the proceeds of the fee into the La. Medical Assistant Trust Fund and the use of monies in the fund for the Medicaid program. Creates the advisory board to advise the secretary in the administration of the trust fund, advise on rules pertinent to the administration of the trust fund, and review the financial records and accounts of the fund and make recommendations to the secretary Proposed law. abolishes the advisory council and its functions.

Louisiana Advisory Committee on Licensing of Child Care Facilities and Child Placing Agencies: Present law creates the committee to develop minimum standards for licensure of Class A child care facilities and child placing agencies and to advise and consult with the Dept. of Social Services on matters pertaining to the review and revision of rules, regulations, and standards for licensure. Proposed law abolishes the committee and its functions.

Advisory committee on Equal Opportunity: Present law creates the committee to assist the commissioner of insurance and the division of minority affairs in establishing educational and informational services to foster a greater awareness of the opportunities available in the insurance industry and of the skills, training, and education necessary to prepare for opportunities in employment, appointment as agents, and contracting for services with insurance companies transacting business in La. Proposed law abolishes the committee and its functions.

Mississippi River Bridge Authority: Present law creates the authority for the purpose of acquiring, constructing, operating, and maintaining the Mississippi River Bridges in New Orleans. Proposed law abolishes the authority and transfers its powers to the crescent city connection division of DOTD.

Millennium Port Authority: Present law creates the authority as a political subdivision with authority to develop, construct, and control offshore and onshore terminal facilities within the coastal waters of the state. Propose law abolishes the authority and its functions.

Solid Waste Management System Operators Board of Certification and Training: Present law establishes the board to establish a program of certification, recertification, and training programs for solid waste facility operators. Proposed law abolishes the board and its functions.

Louisiana Technology Innovations Council: Proposed law establishes the council for the purpose of establishing policies, procedures, and criteria relative to innovative technological systems and services and their applications to government as well as recommend funding for those proposed projects that meet established requirements. Proposed law abolishes the council and its functions.

Crab Task Force: Present law creates the task force to advise the Dept. of Wildlife and Fisheries and the Wildlife and Fisheries Commission on matters pertaining to the management and development of the crab industry in Louisiana. Proposed law abolishes the task force and its functions.

Louisiana Economic Development Council and Cabinet Advisory Group on Economic Development: Present law creates the council and provides that it is responsible for directing the economic development policymaking and strategic economic development planning of the state for recommendation to the governor and the legislature. Provides that the council shall formulate the State Master Plan for Economic Development. Proposed law also creates the cabinet advisory group and provides that the group shall advise, coordinate with, and provide research, information, and staff support to the Louisiana Economic Development Council upon the request of the council. Present law abolishes the council and its functions. Also abolishes the cabinet advisory group.

Manufactured Housing Commission and Manufactured Housing State Administrative Agency: Present law establishes regulations of the manufactured housing industry, including manufacturing, retail, and sales facets of the industry. Creates the manufactured housing commission and grants it broad authority to carry out and enforce present law, including authority to adopt rules and regulations. Present law also provides for the state administrative agency and state administrative agent. Authorizes the agent to carry out and enforce the state plan on behalf of the U.S. Dept. of Housing and Urban Development. The state plan outlines effective handling of consumer complaints and other information that relates to noncompliance, defects, or imminent safety hazards, involving manufactured housing. Proposed law abolishes the Manufactured Housing Commission and transfers its powers, duties, and responsibilities to the state fire marshal. Further provides that the state fire marshal is the state administrative agent and his office is the state administrative agency.

Pet Overpopulation Advisory Council: Present law creates the council to establish guidelines for the expenditure of funds credited to the Pet Overpopulation Fund from the purchase of the "Animal Friendly" prestige license plate, which funds are to be used in providing low-cost pet sterilization for indigent pet owners. Proposed law abolishes this council and its functions.

Bossier Parish Pari-Mutuel Live Racing Economic Redevelopment and Gaming Control Assistance District: Present law creates the district in Bossier Parish and authorizes the district to levy a tax on slot machines. Proceeds of the tax are submitted to the state; 25% of those proceeds are dedicated to enforcement of gaming regulations. Proposed law

abolishes the district.

Calcasieu Parish Pari-mutuel Live Racing Economic Redevelopment and Gaming Control Assistance District: Present law creates the district in Calcasieu Parish and authorizes the district to levy a tax on slot machines. Five percent of the proceeds of the tax are dedicated to Calcasieu Parish Excellence Fund and remainder of proceeds of the tax are submitted to the state; 25% of those proceeds are dedicated to enforcement of gaming regulations. Proposed law abolishes the district.

Economic Development Funding Board: Present law creates this board within the La. Stadium and Exposition District (the superdome commission). Provides that the board is responsible for promotional and economic activities of the district. Further provides that the board controls and manages certain surplus funds of the district, which are funds, tax proceeds and otherwise, remaining after various obligations are met. Proposed law transfers these functions and duties to the Louisiana Stadium and Exposition District.

(Amends R.S. 8:673, 676, 677, 678(A)(intro. para.), 679(A), (B)(intro. para.), (C), and (D), 680, and 681, R.S. 17:17.1(C)(1), 17.2(B)(1), 407.4(C), (D), and (E), and 3398.2, R.S. 28:821(D), R.S. 36:504(A)(9) and 687(B), R.S. 37:3151(3) and (6), 3153, 3154(intro. para.), (7), and (9), 3155, 3156, 3157, 3158(C), 3159(C), 3160(C), and 3161, R.S. 39:211(D)(intro. para.), 213(A) and (C)(2) and (3)(a), 214(D)(1) and (G), 215(B)(intro. para.) and (4), and 216, R.S. 40:2109(C), R.S. 46:1409(A), (B)(intro. para.), (C), (D), and (G), 2623(B) and (D), and R.S. 47:463.60(E), (F), and (G), and R.S. 48:55, 1093(intro. para.), 1101.1(B)(2)(a), 1161, 2065(3), R.S. 49:149.62(B) and 968(B)(3)(a) and (c), and R.S. 51:911.22(1), 911.24, 911.28(A)(intro. para.) and (B), 911.32 through 911.39, 911.41, 911.43, 912.51, 912.52, 935.1(A)(1)(a), (B)(1), and (D), 2452(A)(intro. para.), and 2453(2)(d), and R.S. 56:10(B)(1)(e), 1948.4(B), and Art. XIV, §47(P)(3) of the Constitution Ancillaries; Repeals R.S. 8:675, R.S. 17:17.3(C)(4) and (5) and (G), 17.4(C)(1) and (2), 24.4(J), 66.1, 407.1(4), 407.3, and 3951(B)(13), R.S. 22:31(1) and 32, R.S. 25:380.91 through 380.96 and R.S. 25:1251 through 1255, R.S. 33:9561, and R.S. 33:9571, R.S. 34:3471 through 3486, R.S. 36:4(Q),(S),(V), and (Y), 209(C)(1), (H)(3), (S), and (X), 259(H), (I)(2), (K), and (T), 478(C)(3), 509(M), 610(B)(8), 651(V) and (W), 686(C)(4), 744(W), 801.16, 802.17, and 802.19, R.S. 37:3151(2) and 3152, R.S. 39:212, 213(C)(1), and 215(A), R.S. 40:2451 through 2455 and R.S. 41:1602, R.S. 46:1406, 1407, R.S. 46:2611 through 2613, 2622(2), and 2624, R.S. 47:463.60(D), R.S. 48:1092.1, R.S. 49:149.62(C), R.S. 51:911.22(2), 911.26, 955.3(F), 2375 through 2383, and R.S. 56:331, 1948.4(A)(2), and 1948.11 through 1948.13)